

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

---oo0oo---

IN THE MATTER OF THE FIVE-YEAR
PERMIT RENEWAL, CO-OP MINING
COMPANY, BEAR CANYON MINE,
EMERY COUNTY, UTAH.

:
:
:

NOTICE OF HEARING

DOCKET NO. 95-025
CAUSE NO. ACT/015/025

---oo0oo---

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE
ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on Wednesday, October 22, 1997, at 10:00 a.m., or as soon thereafter as possible, in the Board Room of the Department of Natural Resources, 1594 West North Temple, Suite 1040A, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the Utah Code Ann. § 40-10-1 et seq., Utah Code Ann. § 63-46b-1 et seq. (1953, as amended), and the Procedural Rules of the Board.

The purpose of the proceeding will be for the Board to receive testimony and evidence regarding an appeal to the Division of Oil, Gas and Mining's DIVISION FINDINGS, CONCLUSIONS AND ORDER dated August 11, 1997 approving the renewal of Co-Op Mining Company's Bear Canyon Mine permit (ACT/015/025).

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts. Attorney representation may be waived by the Board upon petition and good cause shown.

Objections to this matter should be filed with the Secretary of the Board at the above address no later than the 10th day of the month, or two weeks before the scheduled hearing, whichever is earlier. Objections filed later than the 10th day may be considered by the Board at or before the regularly scheduled meeting for good cause shown.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected in the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Christine Allred at 538-5327, at least three working days prior to the hearing date.

DATED this 30 day of September, 1997.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Dave D. Lauriski, Chairman

A handwritten signature in cursive script that reads "Christine Allred". The signature is written in dark ink and is positioned above a horizontal line.

/s/ Christine Allred
Secretary of the Board
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5327

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 95-025, Cause No. ACT/015/025 to be mailed by certified mail, postage prepaid, this 30 day of September, 1997, to the following:

Jeffrey W. Appel
W. Herbert McHarg
APPEL & WARLAUMONT, L.C.
1100 Boston Building
9 Exchange Place
Salt Lake City, Utah 84111

Attorneys for Castle Valley
Special Service District

F. Mark Hansen, Esq.
624 North 300 West, Suite 200
Salt Lake City, Utah 84103

Attorney for Co-op Mining Company

J. Craig Smith
David B. Hartvigsen
NIELSEN & SENIOR, P.C.
1100 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111

Attorneys for North Emery Water
Users Association and Huntington-
Cleveland Irrigation Company

Sent by First-Class Mail To:

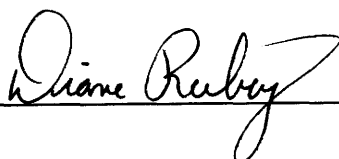
Wendell Owen
Co-Op Mining Company
P.O. Box 1245
Huntington, Utah 84528

Carl E. Kingston, Esq.
3212 South State Street
Salt Lake City, Utah 84115

Sent by Hand Delivery To:

Patrick J. O'Hara
Assistant Attorney General
1594 West North Temple, Suite 300
P.O. Box 140855
Salt Lake City, UT 84114-0855

Daniel G. Moquin
Assistant Attorney General
1594 West North Temple, Suite 300
P.O. Box 140855
Salt Lake City, UT 84114-0855





State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

1594 West North Temple, Suite 1210

Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

October 1, 1997

Facsimile Transmittal
237-2520

Newspaper Agency Corporation
Legal Desk
P.O. Box 45838
Salt Lake City, Utah 84145

Re: Notices of Hearing - Docket Nos. 95-025, 97-012, 97-018, 97-019

Attention Legal Desk:

Enclosed are four Notices of Hearing before the Board of Oil, Gas and Mining, Department of Natural Resources, State of Utah.

It is requested that these notices be published **ONCE ONLY** in **BOTH** The Tribune and the Deseret News on Sunday, October 5, 1997. In the event that said notices cannot be published on this date, please notify me immediately by calling 538-5302. **For billing purposes, use the phone number 538-5340.**

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, P.O. Box 145801, Salt Lake City, Utah 84114-5801.

Sincerely,

Diane Rubey
Legal Secretary

dr
Enclosures



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple, Suite 1210

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5303
801-359-3940 (Fax)
801-538-5319 (TDD)

UTAH DIVISION OF OIL, GAS AND MINING
FACSIMILE COVER SHEET

DATE: October 1, 1997
FAX # 237-2520
ATTN: Legal Desk
COMPANY: Newspaper Agency Corporation
FROM: Diane Rubey
DEPARTMENT: Division of Oil, Gas & Mining
NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE): 11

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We are sending from a Sharp facsimile machine. Our telecopier
number is (801) 359-3940.

MESSAGES:

Important: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return this original message to us at the above address via regular postal service. Thank you.

TRANSACTION REPORT

P.01

OCT-01-97 WED 11:32 AM

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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple, Suite 1210

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

Box 145801

Salt Lake City, Utah 84114-5801

(801) 538-5303

801-358-3940 (Fax)

801-538-5319 (TDD)

UTAH DIVISION OF OIL, GAS AND MINING
FACSIMILE COVER SHEETDATE: October 1, 1997FAX # 237-2520ATTN: Legal DeskCOMPANY: Newspaper Agency CorporationFROM: Diane RubenDEPARTMENT: Division of Oil, Gas & MiningNUMBER OF PAGES BEING SENT (INCLUDING THIS ONE): 11

If you do not receive all of the pages, or if they are illegible,
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Newspaper Agency Corporation

The Salt Lake Tribune



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CUSTOMER NAME AND ADDRESS	ACCOUNT NUMBER	DATE
DIV OF OIL GAS & MINING 1594 WEST NORTH TEMPLE, SUITE 1210, BX 145801 SALT LAKE CITY, UT 84114	D5385340L-07	10/05/97

ACCOUNT NAME	
DIV OF OIL GAS & MINING	
TELEPHONE	INVOICE NUMBER
801-538-5340	TLA18202871
SCHEDULE	
START 10/05/97 END 10/05/97	
CUST. REF. NO.	

NOTICE OF HEARING
DOCKET NO. 95-025 CAUSE NO. ACT/015/025
BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES, STATE OF UTAH

IN THE MATTER OF THE FIVE YEAR PERMIT RENEWAL, CO-OP MINING
COMPANY, BEAR CANYON MINE, EMERY COUNTY, UTAH.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE
ENTITLED MATTER:

Notice is hereby given that the Board of Oil, Gas and Min-
ing, State of Utah, will conduct a hearing on Wednes-
day, October 22, 1997, at 10:00 a.m., or as soon thereafter as
possible, in the Board Room of the Department of Natural Re-
sources, 1594 West North Temple, Suite 1040A, Salt Lake City,
Utah.

The hearing will be conducted as a formal administrative
adjudication in accordance with the Utah Code Ann. at 40-10-1
et seq. Utah Code Ann. at 63-46-1 et seq. (1993, as amended),
and the Procedural Rules of the Board.

The purpose of the proceeding will be for the Board to
receive testimony and evidence regarding an appeal to the
Board of Oil, Gas and Mining regarding the proposed CONCU-
SION AND ORDER dated August 11, 1997 approving the renew-
al of Co-Op Mining Company's Bear Canyon Mine permit
(ACT/015/025).

Natural persons may appear and represent themselves
before the Board. All other representation by parties before the
Board will be by attorneys licensed to practice law in the State
of Utah, or attorneys licensed to practice law in another jurisdic-
tion which meet the rules of the Utah State Bar for practicing law
before the Utah Courts. Attorney representation may be waived
by the Board upon petition and good cause shown.

Objections to this matter should be filed with the Secretary
of the Board at the above address no later than the 10th day of
the month, or two weeks before the scheduled hearing, which-
ever is earlier. Objections filed later than the 10th day may be
considered by the Board at or before the regularly scheduled
meeting for good cause shown.

Persons interested in this matter may participate pursuant
to the procedural rules of the Board. The Request for Agency
Action and any subsequent pleadings, may be inspected in
the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons re-
quiring auxiliary communicative aids and services to enable
them to participate in this hearing should call Christine Allred at
801-538-5347, at least three working days prior to the hearing date.

DATED this 30th day of September, 1997.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Dave D. Laurick, Chairman

/s/ Christine Allred
Secretary of the Board
1594 West North Temple #1240
P.O. Box 145801
SCE (Salt Lake City) 84114-5801
801-538-5347

DATE 10/05/97

ACT/015/02

CAPTION

CE OF HEARINGDOCKET NO. 95

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68 LINES 2.00 COLUMN

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CORPORATION LEGAL BOOKKEEPER, I CERTIFY THAT THE ATTACHED
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MAINING WAS PUBLISHED BY THE NEWSPAPER AGENCY

OR THE SALT LAKE TRIBUNE AND DESERET NEWS, DAILY NEWSPAPERS

H LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED

LT LAKE COUNTY IN THE STATE OF UTAH.

START 10/05/97 END 10/05/97

Barne Moorey

X5BR GCF?
NCPMT03G

THIS IS NOT A STATEMENT BUT A "PROOF OF PUBLICATION"
PLEASE PAY FROM BILLING STATEMENT.



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

1594 West North Temple, Suite 1210

Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

September 30, 1997

Facsimile Transmittal
(435) 637-2716

Sun Advocate
& Emery County Progress
Legal Desk
76 West Main
P.O. Box 870
Price, Utah 84501

Re: Notice of Hearing - Docket No. 95-025, Cause No. ACT/015/025

Attention Legal Desk:

Enclosed is a Notice of Hearing before the Board of Oil, Gas and Mining,
Department of Natural Resources, State of Utah.

It is requested that this notice be published ONCE ONLY in BOTH the Sun Advocate and the Emery County Progress, on Tuesday, October 7, 1997. In the event that said notice cannot be published on this date, please notify me immediately by calling (801) 538-5302.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, P.O. Box 145801, Salt Lake City, Utah 84114-5801.

Sincerely,

A handwritten signature in cursive script that reads "Diane Rubey".

Diane Rubey
Legal Secretary

dr
Enclosure

TRANSACTION REPORT

P. 01

SEP-30-97 TUE 09:34 AM

SEND (M)

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
James W. Carter
Division Director

1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
801-538-5340
801-359-3940 (Fax)
801-538-7223 (TDD)

September 30, 1997

Facsimile Transmittal
(435) 637-2716

Sun Advocate
& Emery County Progress
Legal Desk
76 West Main
P.O. Box 870
Price Utah 84501

Post-it® Fax Note 7671		Date 9/30/97	# of pages 3
To Sun Advocate and	From Diane Ruby		
Co./Dept. Emery County Prog	Co. Oil, Gas & Mining		
Phone #	Phone # (801) 538-5302		
Fax # (435) 637-2716	Fax #		

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Carbon,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 1 (One) consecutive issues, and that the first publication was on the 7th day of October, 1997 and that the last publication of such notice was in the issue of such newspaper dated the 7th day of October, 1997.



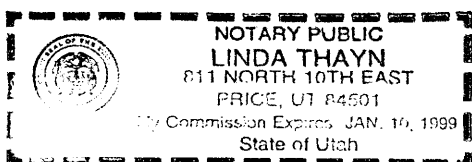
Kevin Ashby - Publisher

Subscribed and sworn to before me this 7th day of October, 1997.



Notary Public My commission expires January 10, 1999 Residing at Price, Utah

Publication fee, \$87.30



NOTICE OF HEARING

DOCKET NO. 95-025

CAUSE NO. ACT/015/025

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

IN THE MATTER OF THE FIVE-YEAR PERMIT RENEWAL, CO-OP MINING COMPANY, BEAR CANYON MINE, EMERY COUNTY, UTAH.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on Wednesday, October 22, 1997, at 10:00 a.m., or as soon thereafter as possible, in the Board Room of the Department of Natural Resources, 1594 West North Temple, Suite 1040A, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the Utah Code Ann. § 40-10-1 et. seq. Utah Code Ann. § 63-46b-1 et. seq. (1953, as amended), and the Procedural Rules of the Board.

The purpose of the proceedings will be for the Board to receive testimony and evidence regarding an appeal to the Division of Oil, Gas and Mining's DIVISION FINDINGS, CONCLUSIONS AND ORDER dated August 11, 1997 approving the renewal of Co-Op Mining Company's Bear Canyon Mine permit (ACT/015/025).

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts. Attorney representation may be waived by the Board upon petition and good cause shown.

Objections to this matter should be filed with the Secretary of the Board at the above address no later than the 10th day of the month, or two weeks before the scheduling hearing, whichever is earlier. Objections filed later than the 10th day may be considered by the Board at or before the regularly scheduled meeting for good cause shown.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected in the office of the undersigned.

Pursuant to the American with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Christine Allred at 538-5327, at least three working days prior to the hearing date.

DATED this 30 day of September, 1997.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Dave D. Lauriski, Chairman
-s-Christine Allred
Secretary of the Board
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801
(801)538-5327

Published in the Sun Advocate October 7, 1997.

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Emery,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, State and County afore-said, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 1 (One) consecutive issues, and that the first publication was on the 7th day of October, 1997 and that the last publication of such notice was in the issue of such newspaper dated the 7th day of October, 1997.



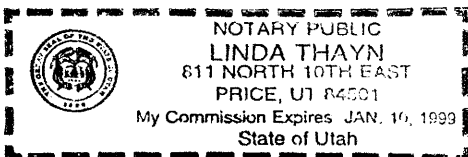
Kevin Ashby - Publisher

Subscribed and sworn to before me this 7th day of October, 1997.



Notary Public My commission expires January 10, 1999 Residing at Price, Utah

Publication fee, \$62.40



**NOTICE OF HEARING
DOCKET NO. 95-025
CAUSE NO. ACT/015/025**

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

IN THE MATTER OF THE FIVE-YEAR PERMIT RENEWAL, CO-OP MINING COMPANY, BEAR CANYON MINE, EMERY COUNTY, UTAH.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE ENTITLED MATTER.

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DATED this 30 day of September, 1997.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Dave D. Lauriski, Chairman
-s-Christine Allred
Secretary of the Board
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801
(801)538-5327

Published in the Emery County Progress October 7, 1997.